

# PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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OFFICE OF THE JUDGE  
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Apple

~~Applicant~~ : Stanton et al.  
 Appl. No. : 09/665,976  
 Filed : September 20, 2000  
 For : SECRETED FACTORS  
 Examiner : Souaya, Jehanne E.

) Group Art Unit 1645

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on

January 22, 2002  
(Date)

Ginger R. Dreger, Reg. No. 33.055

## AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Office Action mailed on December 19, 2001 (Paper No. 8), setting a one-month term, please enter the following amendments and consider the following response.

In the Claims:

Please cancel claims 8-29, without prejudice.

Please amend claim 1 to read as follows:

1. (Amended) An isolated nucleic acid molecule comprising a poly- or oligonucleotide selected from the group consisting of:
- (a) a polynucleotide encoding a polypeptide having at least about 80% sequence identity with amino acids 25 to 236 of SEQ ID NO: 1;
  - (b) a polynucleotide encoding a polypeptide having at least about 80% sequence identity with amino acids 25 to 214 of SEQ ID NO: 1;
  - (c) a polynucleotide encoding amino acids 25 to 236 of SEQ ID NO: 1, or a transmembrane domain deleted or inactivated variant thereof;
  - (d) a polynucleotide hybridizing under stringent conditions with the complement of the coding region of SEQ ID NO: 2, and encoding a polypeptide having at

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least one biological activity of the polypeptide encoded by clone P00188\_D12 (SEQ ID NO: 2);

(e) a polynucleotide encoding at least about 50 contiguous amino acids from amino acids 25 to 214 of SEQ ID NO: 1, wherein said polynucleotide encodes a polypeptide having at least one biological activity of the polypeptide encoded by clone P00188\_D12 (SEQ ID NO: 2);

(f) a polynucleotide encoding at least about 50 contiguous amino acids from amino acids 25 to 236 of SEQ ID NO: 1, wherein said polynucleotide encodes a polypeptide having at least one biological activity of the polypeptide encoded by clone P00188\_D12 (SEQ ID NO: 2);

(g) a polynucleotide of SEQ ID NO: 2; and

(h) the complement of a polynucleotide of (a) – (g).

#### Response to Restriction Requirement

Applicants were requested to elect, for examination purposes, the invention of one of Groups I-IX listed on pages 2 and 3 of the Office Action mailed on December 19, 2001 (Paper No. 8). The invention of Group I (claims 1(a-h) and 2-7) is hereby elected, with traverse. The claims have been amended to correspond to this election.

Although no fees are believed to be due at this time, please charge any fees, including any fees for extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: January 21, 2002

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